

**Remarks**

This is responsive to the Board of Patent Appeals Decision that was rendered January 26, 2009. The amendments are proper and do not include new matter, and are entirely clarifying in nature and not made for reason of patentability in response to a rejection over a cited reference.

**Conclusion**

This Submission is in compliance with the requirements for the Request for Continued Examination filed herewith. Applicant respectfully requests passage of all pending claims to allowance.

Applicant has also submitted herewith a request for telephone interview. Absent a favorable reconsideration, the interview is necessary and appropriate in accordance with the intended examination procedure for a case such as this that has been made special for accelerated examination.

The Office is encouraged to contact the undersigned should any questions arise concerning this response or request for interview.

Respectfully submitted,

/Mitchell K. McCarthy/

By: \_\_\_\_\_

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